

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 92-541-T - ORDER NO. 92-1047 ✓
DECEMBER 17, 1992

IN RE: The matter of the failure of certain)
 holders of Certificates of Public)
 Convenience and Necessity listed on) ORDER
 the attached Appendix to file with the)
 Commission evidence of Insurance.)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of Commission Order No. 92-898 in the instant Docket, which required all motor vehicle carriers listed in the Appendix thereof to appear before the Commission on Tuesday, December 1, 1992, at 11:15 a.m. to show cause why the Commission should not revoke and cancel their Certificates for violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law of South Carolina in respect of failure to file evidence of insurance.

The information upon which the Commission based Order No. 92-898 was developed by the Licensing Department of the Transportation Division through a procedure involving periodic inspections of the Commission's files and records. From this data, the Commission Staff developed a list of motor carriers operating in violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law (Appendix of Order No. 92-898).

The Transportation Division staff notified all of the carriers listed in the Appendix of Order No. 92-898 that because of their failure to file evidence of liability and/or cargo insurance, they were not in compliance "with the terms of the Motor Vehicle Carrier Law of South Carolina, and the Rules and Regulations issued thereunder." Subsequently, on October 23, 1992, the Commission issued Order No. 92-898 setting a Rule to Show Cause hearing for those motor carriers who had not responded to the prior notifications of noncompliance.

A public hearing regarding this matter was held on Tuesday, December 1, 1992, at 11:15 a.m. Gayle B. Nichols, Staff Counsel, represented the Commission Staff. None of the Respondents named in the Appendix of Order No. 92-898 appeared at the hearing. Sherri Land of the Transportation Division of the Commission testified for the Commission Staff.

With respect to all the Respondents listed in the Appendix attached hereto, the Commission is of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by all listed carriers should be revoked and cancelled for their continued willful violation of the Commission's Rules and Regulations and/or the South Carolina Motor Vehicle Carrier Law [S.C. Code Ann., §58-23-10 et seq. (1976)].

The Commission also finds that the Rule to Show Cause should be dismissed as to the carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

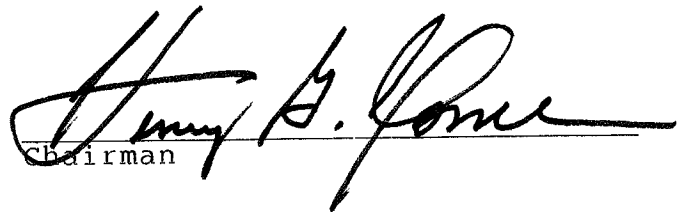
1. That the Certificates of Public Convenience and Necessity held by those motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

2. That all operating rights authorized under the Certificates held by the carriers listed in the attached Appendix and cancelled by this Order are null and void.

3. That this Rule be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Deputy Executive Director

(SEAL)

APPENDIX

<u>CARRIER</u>	<u>CLASS</u>	<u>CERT. NO.</u>
American Van Lines, Inc. 423 Westfield Street Greenville, SC 29602 (Public Liability & Property Damage Insurance) (Cargo Insurance)	E	7015-A
Aundry Lee Bowens Rt.4, Box 94B Marion, SC 29571 (Public Liability & Property Damage Insurance)	C	5046
Johnnie J. Bowman, Jr. Rt.2, Box 129 Edgefield, SC 29824 (Public Liability & Property Damage Insurance)	E	8319
Paul Brewer dba Brewer Trucking Co. P. O. Box 1063 Dillon, SC 29536 (Public Liability & Property Damage Insurance)	F-ICC	2040
Hilton Head Island Limousine Co., Inc. dba Carlin Cab P. O. Box 22348 Hilton Head, SC 29925 (Public Liability & Property Damage Insurance)	C	6035
City Moving & Storage, Inc. 1533 Buncombe Street P. O. Box 2446 Greenville, SC 29602 (Public Liability & Property Damage Insurance)	E	2943-A

William Deas 506 S. Kemp Street Florence, SC 29501 (Public Liability & Property Damage Insurance)	C	5189
George B. Forrest dba Forrest Movers Rt. 3, Box 86 Saluda, SC 29138 (Public Liability & Property Damage Insurance) (Cargo Insurance)	E E	2532 1966-A
William E. Gilmore dba Gilmore Travel Service P. O. Box 654 Santee, SC 29142 (Public Liability & Property Damage Insurance)	C-Charter	6010-A
Joseph Herd dba Herd & Morse Trucking Company P. O. Box 354 Ninety-Six, SC 29666 (Public Liability & Property Damage Insurance)	E-ICC	8480
Hilton Head Island Limousine Co., Inc. dba Island Taxi P. O. Box 22348 Hilton Head, SC 29925 (Public Liability & Property Damage Insurance)	C	6036
Joseph H. Stevens dba Jo-Pala Limousine Service Rt. 3, Box 106 St. Helena Island, SC 29920 (Public Liability & Property Damage Insurance)	C-Charter	5100
Marion Rainbow Farm Center, Inc. P. O. Box 94 Marion, SC 29571 (Public Liability & Property Damage Insurance)	E E	8109 2407-A

Herman Middleton dba Middleton Service Rt. 1, Box 5411 Towles Road Hollywood, SC 29449 (Public Liability & Property Damage Insurance)	C-Charter	6057
Jai K. Singh dba Orangeburg Taxi 1495 Nelson Street Orangeburg, SC 29115 (Public Liability & Property Damage Insurance)	C	6023
Teryl Edward Chauncey dba Premier Limousine of Charleston 977 Mt. Vernon Drive Charleston, SC 29422 (Public Liability & Property Damage Insurance)	C-Charter	6005
R & R Cartage, Inc. 2075 Chesnee Hwy. Spartanburg, SC 29302 (Public Liability & Property Damage Insurance)	E-ICC	8334-A
Raymond B. Rush dba Rush Trucking Rt. 1, Box 339 Olanta, SC 29114 (Public Liability & Property Damage Insurance)	E	2197-C
Shatab Enterprises, Inc. Rt. 1, Box 149 Cheraw, SC 29520 (Cargo Insurance)	E	8583
Hoyt Smith Rt. 3, Box 148 Conway, SC 29526 (Public Liability & Property Damage Insurance) (Cargo Insurance)	E	8527

Dawn Robinson dba Sonic Express 112 Murdock Street Columbia, SC 29203 (Public Liability & Property Damage Insurance) (Cargo Insurance)	E	8891
Southeastern Limousine, Inc. 5096 Monterey Street N. Charleston, SC 29406 (Public Liability & Property Damage Insurance)	C-Charter	6029
George E. Phillips dba Veteran Cab Company 1061 Kensington Square Rock Hill, SC 29730 (Public Liability & Property Damage Insurance)	C	5177
Hilton Head Island Limousine Co., Inc. dba Yellow Cab P. O. Box 23348 Hilton Head, SC 29925 (Public Liability & Property Damage Insurance)	C	6037